

House Bill 1146

By: Representatives Freeman of the 140th, Porter of the 143rd, Smith of the 70th, Cole of the 125th, Floyd of the 147th, and others

A BILL TO BE ENTITLED

AN ACT

To amend Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to sale of petroleum products, so as to prohibit the production, offering for sale, or sale of diesel fuel unless such fuel contains 2 percent biodiesel fuel; to provide for exceptions; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to sale of petroleum products, is amended by revising Code Section 10-1-151.1, relating to unlawful practices regarding biodiesel fuel, as follows:

"10-1-151.1.

(a) It shall be unlawful for any person to produce, offer for sale, or sell any biodiesel fuel to be used in blending such biodiesel fuel with petroleum diesel fuel to create a blended fuel for subsequent sale for use in diesel engines unless the biodiesel fuel meets the specifications of American Society for Testing and Materials Standard ~~D-6751~~ D6751.

(b)(1) It shall be unlawful to sell or offer for sale in this state any diesel fuel for use in internal combustion engines which does not contain at least 2 percent biodiesel fuel by volume which meets the specifications of American Society for Testing and Materials Standard D6751.

(2) Paragraph (1) of this subsection shall not apply to diesel fuel used in:

(A) Motors located in an electrical generating plant regulated by the Nuclear Regulatory Commission; or

(B) Railroad locomotives."

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.